

**Remarks**

This is in response to the Office Action dated March 4, 2009.

Claims 40-43 stand rejected under 35 U.S.C. 102(b) as being anticipated by Heo et al (US5987417).

Per the above amendment, claims 41-43 have been amended to highlight the down-mix mode information. The down-mix mode information is supported for example by D-M (b59 in Fig. 42; page 76, lines 11-16) and other related description of the present application.

The cited reference, Heo et al., does not teach down-mix mode information.

In light of the above, the examiner is respectfully requested to reconsider the application and pass the same to issue at an early date.

Respectfully submitted,



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